# District 2, 3, 4 CERTIFICATE OF HIGHWAY MILEAGE YEAR ENDING FEBRUARY 10, 2017

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2017 to: Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of CAVENDISH in WINDSOR County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	0.000			0.000	0.000
Class 2	11.850	0.50		12.35	0.000
Class 3	42.84		0.50	42.34	0.000
State Highway	11.822			11.822	7.652
Total	66.512			66.512	7.652
Class I Lane	0.000				
Class 4	4.11				0.000
Legal Trail	0.00				

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\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".

2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).

3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting). Class 2 Transfer: CL3 TH-9 Quent Phelan Rd (0.50 mi) to CL2 TH-6

4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.

IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below. [ ]					
PART III - SIGNATURES - PLEASE SIGN.					
Selectmen/Aldermen/Trustees Signatures: Relative Stollar					
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T/C/V Clerk Signature: Wall M. Mclamara Date Filed: 2132017					
Please sign ORIGINAL and return it for Transportation signature.					
AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.					
APPROVED: DATE:					

Representative, Agency of Transportation

# Vermont Statutes Annotated

Received

FEB 17 2017

# 19 V.S.A. § 305. Measurement and inspection

Policy, Planning & Intermodal Development Division

### § 305. Measurement and inspection

(a) After reasonable notice to the selectboard, a representative of the agency may measure and inspect the class 1, 2, and 3 town highways in each town to verify the accuracy of the records on file with the agency. Upon request, the selectboard or their designee shall be permitted to accompany the representative of the agency during the measurement and inspection. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectboard shall file with the town clerk a sworn statement of the description and measurements of all class 1, 2, 3, and 4 town highways and trails then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2, 3, or 4 town highways, trails, or unidentified corridors are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) All class 1, 2, 3, and 4 town highways and trails shall appear on the town highway maps by July 1, 2015.

(d) At least 45 days prior to first including a town highway or trail that is not clearly observable by physical evidence of its use as a highway or trail and that is legally established prior to February 10, 2006 in the sworn statement required under subsection (b) of this section, the legislative body of the municipality shall provide written notice and an opportunity to be heard at a duly warned meeting of the legislative body to persons owning lands through which a highway or trail passes or abuts.

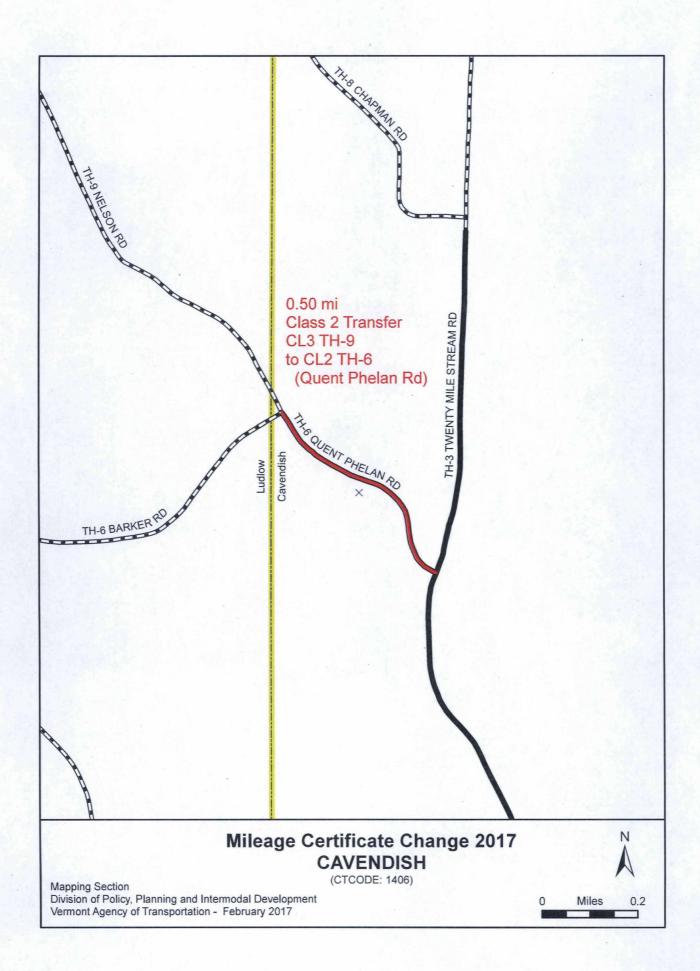
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of any surveys of the affected highway or trail, minutes of meetings at which the legislative body took action with respect to the changes, and a current town highway map with the requested deletions and additions sketched on it. A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006. All records filed with the agency are subject to verification in accordance with subsection (a) of this section.

(f) The selectboard of any town who are aggrieved by a finding of the agency concerning the measurement, description, or classification of a town highway may appeal to the transportation board by filing a notice of appeal with the executive secretary of the transportation board.

(g) The agency shall provide each town with a map of all of the highways in that town together with the mileage of each class 1, 2, 3, and 4 highway, as well as each trail, and such other information as the agency deems appropriate.

Excerpt of 19 V.S.A. § 305 - Measurement and inspection from Vermont Statutes Online located at – http://legislature.vermont.gov/statutes/section/19/003/00305

December 2016





State of Vermont Policy, Planning & Intermodal Development Division Mapping Section One National Life Drive Te Montpelier, VT 05633-5001 http://vtrans.vermont.gov Agency of Transportation

Telephone: 802-828-2600 Fax: 802-828-2334 Email: johnathan.croft@vermont.gov

#### **MEMORANDUM**

**TO:** Distribution List

FROM: Johnathan Croft, AOT GIS Database Administrator

DATE: December 9, 2016

**SUBJECT:** Class 2 Town Highway Transfer Requests

The following Town Highways were submitted to this Agency for review and analysis for transfer from Class 3 to Class 2 Town Highway designation. The completed transfer requests have been signed by the Secretary and are attached.

DTAs should contact the towns they represent to advise the results of their request(s).

<u>Town</u>	<u>Town Highway Number</u>	<u>Mileage</u>	<u>Qualify for Transfer</u>
Ludlow Village	TH-5* (TH-332)	0.98	Yes
Ludlow Town	TH-5* (TH-26)	0.45	Yes
Ludlow Village	TH-6* (TH-316)	0.60	Yes
Ludlow Town	TH-6* (TH-18)	2.57	Yes
Cavendish	TH-6* (TH-9)	0.50	Yes
Shelburne	TH-11	1.25	No
Whitingham	TH-41	1.99	No

\* Note new town highway number assignment

# JFC/jfc

 cc: Planning Coordinator, Amy Bell Planning Coordinator, Jackie Cassino District Transportation Administrator, Districts 1 & 3, Rob Faley District Transportation Administrator, Districts 2, Tammy Ellis District Transportation Administrator, District 5, David Blackmore Maintenance & Operations Bureau Manager, Todd Law CCRPC – Eleni Churchill SWCRPC - Katharine Otto WRC – Susan McMahon PPAID Business Manager, Emily Mascitti Traffic Shop, William Morse VTrans Mapping Section Class 2 Transfer File





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Agency of Transportation

# **MEMORANDUM**

TO:	Chris Cole, Secretary of Transportation
FROM:	Michele Boomhower, Director of Policy, Planning and Intermodal Development MB 13-17/16 By: Johnathan Croft, AOT GIS Database Administrator
DATE:	December 6, 2016
SUBJECT:	Class 2 Town Highway Transfer

#### Ludlow Village, Ludlow Town and Cavendish Town: Commonwealth Avenue (TH-316, 0.60 miles), Commonwealth Avenue and Barker Road Description: (TH-18, 2.57 miles), and Quent Phelan Road (TH-9, 0.50 miles) -Total mileage 3.67 miles

Review of the subject Class 2 Town Highway transfer request has been completed in accordance with AOT guidelines with the following results:

Policy Guidelines (Minimum Requirements)			<u>Ludlow</u> Village	Ludlow	<u>Cavendish</u>
<b>Classification Rating</b>	70 points	100	77 points		
Paved Typical	22' (shoulder to shoulde	r)	22'	22'	22'
Gravel Typical	20' (shoulder to shoulde	r)	Not Applicable	20'	Not Applicable
Class 2 Mileage Percent	25%	Without Transfer With Transfer	13.03% 21.17%	7.75% 12.63%	21.67 22.58%

This transfer to the Class 2 Town Highway system is recommended.

This road meets the Classification Rating Guidelines, and is recommended for transfer to class 2 town highway. Key factors include the connection between the class 1 portion of VT-103 in Ludlow Village and a class 2 town highway in Cavendish. The Calvin Coolidge Substation provides a traffic generator and industry along this section of highway.

APPROVED: Chris Cole Ξ.

Secretary of Transportation

18 Date:

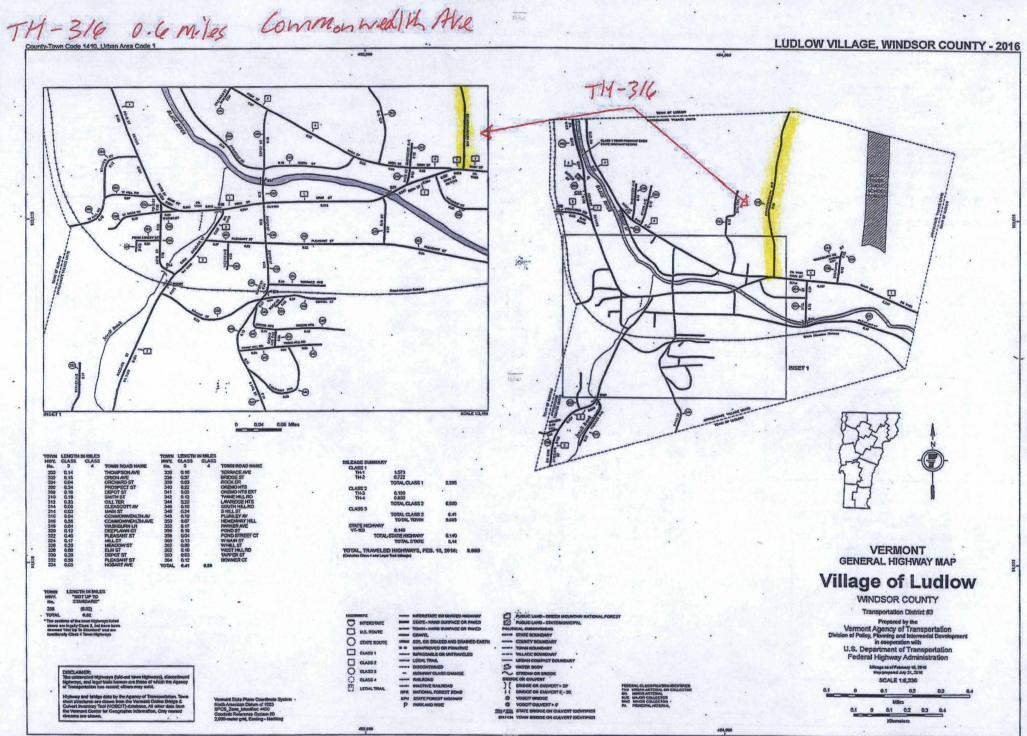


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JFC/jfc

CC: District 2 DTA, Tammy Ellis District 3 DTA, Rob Faley Regional Planning Coordinator PPAID Business Manager Mapping Section File

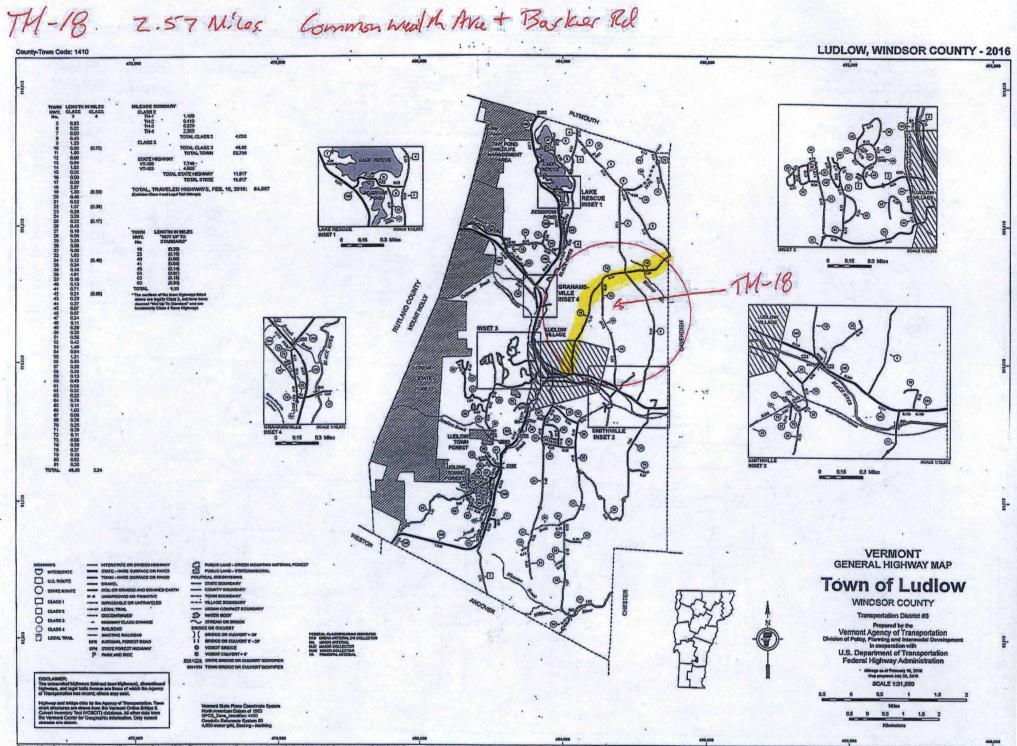
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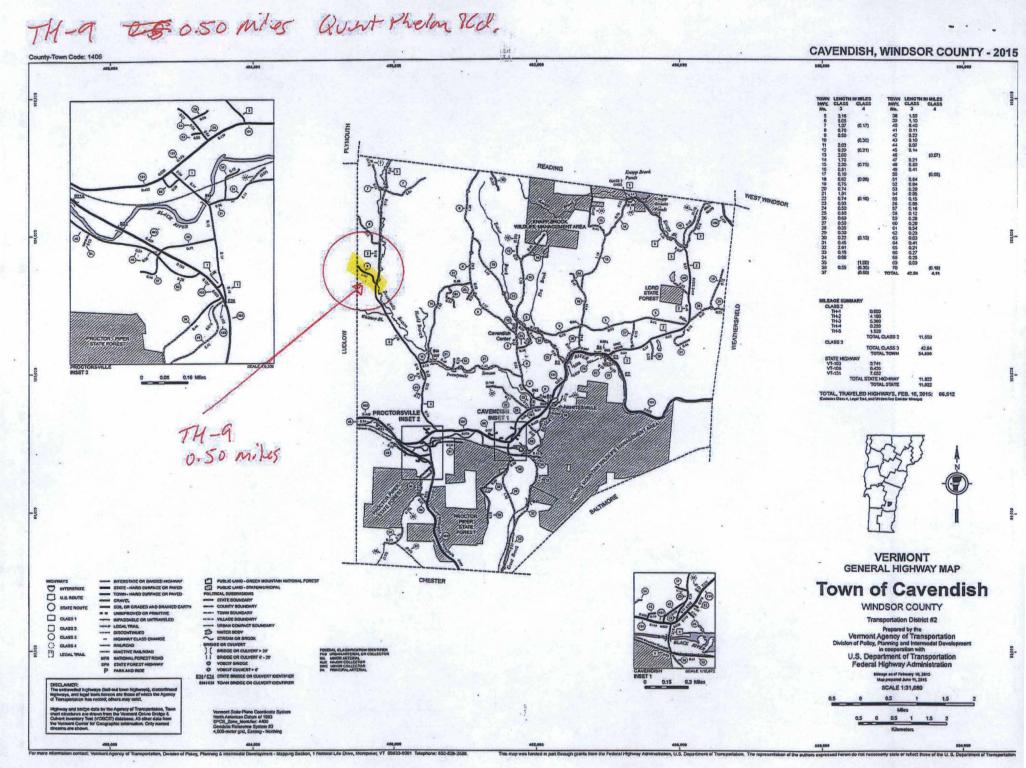
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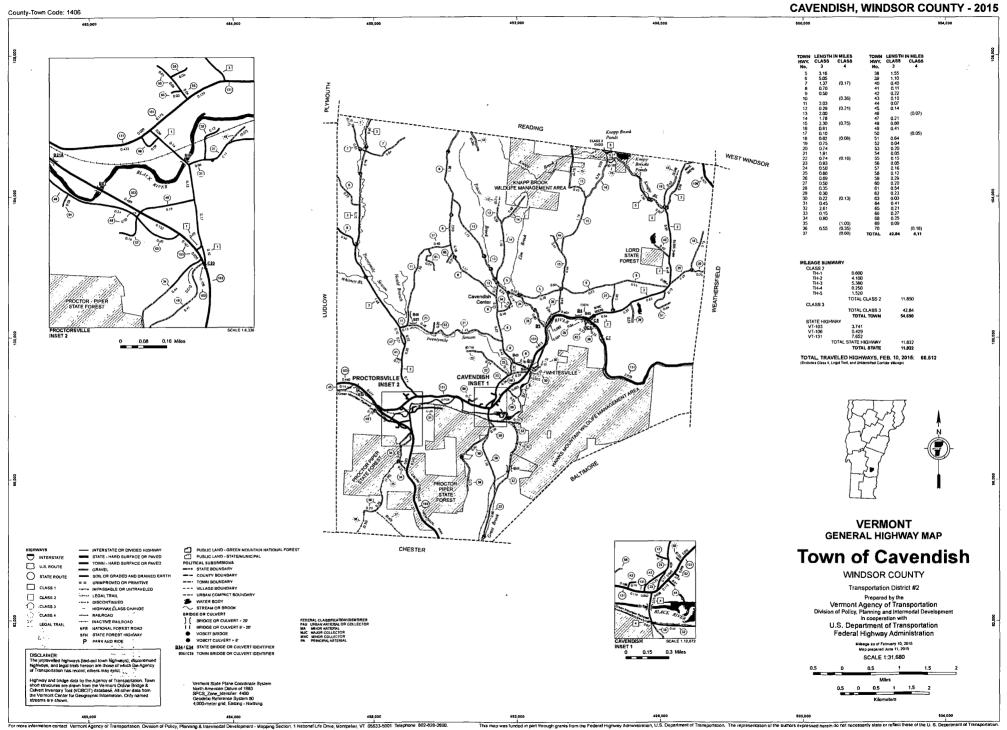


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This map was funded in part through grants from the Federal Highway Ad

ion, U.S. Department of Transportation. The representation of the authors expressed

# Select Board Meeting Monday, November 21<sup>st</sup>, 2016 in the Cavendish Town Office Meeting Room at 7:00 pm

**Present**: Bob Glidden (Chairman), George Timko, Mike Ripley, Wendy Regier, Jill Flinn, Rich Svec (Town Manager), Bruce McEnaney (Assistant to the Town Manager), Jen Leak (Recording Secretary), and citizens as listed on the attached sheet.

# 1. <u>Call the meeting to order</u>

Bob Glidden, Chairman, called the meeting to order at 7:01 p.m.

2. <u>Consider a resolution to request a reclassification of Quent Phelan Road, TH #9,</u> from Class III to Class II town highway. This reclassification would be in concert with companion efforts by the Town of Ludlow. Ludlow is in the process of reclassifying <u>Commonwealth Avenues and Barker Road from Class III to Class II. Collectively, these</u> three roads constitute a significant connecting thoroughfare between the towns of <u>Cavendish and Ludlow. This connecting thoroughfare links Vermont Rt. 103 (Main Street</u> in Ludlow), a Class I town highway, to Twenty Mile Stream Road (TH #2), a Class II town highway in Cavendish.

Rich handed out some supporting materials to the Select Board. Ludlow is engaged in a reclassification of Commonwealth Avenue and Barker Roads due to increased traffic. In addition to being a significant connecting road between Ludlow and Cavendish, there is also an active VELCO substation, a proposed large scale solar farm and a Clean Energy pipeline planned which will add to the increase in vehicle traffic. Frank Heald, Ludlow Town Manager, contacted Rich for Cavendish's input, since both Ludlow and Cavendish need to submit an application together and the information needs to be submitted to the VTrans Mapping Division by December 1<sup>st</sup>.

Rich informed the Board that reclassifying Quent Phelan Road would allow it to become eligible for Class 2 Town Highway Paving Grants, or an increased rate of highway aid. Wendy asked if the width of the road would change with reclassification. Rich said it would not as it is sufficiently wide. He said that the road classifications are based on a number of factors, including the amount of traffic the road carried, it's status as a connector between towns, and it's use as a school bus route. Mike added that the Ludlow ambulance uses that route to reach the upper areas of Twenty Mile Stream Road, and having it repaved would be beneficial. Rich commented that Mutual Aid fire calls to the northern part of Cavendish would also use this route. Larry Wilfong asked Rich if there would be any negatives from reclassifying this road. Rich said it there were no real negatives and that the only criticism that others might bring up would be speculation that the reclassification might cause an increase in traffic. Rich doesn't feel that the classification causes any change in traffic, it is the other way around, in that the volume and use as a connector drives the classification.

Rich noted that this reclassification would be in accordance with VSA 19, Chapter 3, § 302 and would follow the prescribed procedure which includes submission of the reclassification transfer to VTrans for its approval.

Mike Ripley moved/Jill Flinn seconded a resolution to reclassify Quent Phelan Road TH#9 from Class III to Class II town highway and submit the materials to VTrans. All voted in favor.

3. <u>Town Manager to return to the Board with full information on the proposals</u> received for the installation of heat pump equipment at the Cavendish Town Office building. <u>The manager is requesting that the Board approve of the purchase of this equipment</u> <u>utilizing funds from the Town Office Renovation Fund. The low bid received is from HB</u> <u>Energy. There is a timeliness issue on this matter due to an Efficiency Vermont rebate</u> <u>program.</u>

Rich reviewed the quote from HB Energy Solutions with the Board, which came to \$12,860 (including installation and Efficiency Vermont rebates). Rich also reviewed the Green Mountain Power 7-year lease program, which costs \$2966/per year (including maintenance) for the lease, for seven years, with a total cost of almost \$21,000, and then a possible purchase of the equipment. The energy committee recommended accepting the bid from HB, since it was much less than the cost of leasing. Rich added that he would like to see this project happen quickly, since the rebate is currently only good through the end of December.

Mike asked for an estimate of savings the Town could realize if the heat pumps were installed. Peter LaBelle, who was present, said they would use the excess credits we are generating from the Town's solar array, so their operation would not cost the Town anything. Since they would largely replace the need to use the existing oil furnace, except in extreme cold conditions, the savings in oil would be the majority of the oil expense. There is presently \$1,900 in the budget for Town Office heating oil. The solar credits will expire at the end of December. Dan Sullivan, who was present, said that, at current oil prices, it would take about six years for these savings to pay back the cost of purchasing and installing the heat pumps. Wendy asked if these savings could be put back into the Building Renovation Fund. Mike said the Select Board could make that decision.

Mike Ripley moved/Jill Flinn seconded a motion to approve HB Energy's bid to install two Mitsubishi outdoor units, with two indoors units in the Town Manager's and Town Clerk's offices, and a Mitsubishi FH 18 outdoor unit and one indoor unit in the meeting room, for a total net cost not to exceed \$13,000 (including rebates). All voted in favor.

# 4. <u>Consider a motion from a member of the Board to have the Select Board review the</u> <u>Town of Cavendish Conflict of Interest Policy as it may apply to current considerations of</u> <u>the Board in its recruitment of a new Town Manager.</u>

Rich commented that, during this discussion, the Board needs to be sensitive to confidential issues regarding candidates. Wendy said she had asked Rich to put this on the agenda. She has consulted VLCT who said that the Town Conflict of Interest policy would be the governing force concerning conflicts of interest. Wendy read aloud the section of the Town Conflict of Interest Policy which addresses disclosure. She said she believes there is a conflict of interest with one of the candidates and a Select Board member, which needed to be stated in a public forum.

Wendy asked for Rich's opinion. Rich said that the Board needed to decide if they felt they had a conflict. He suggested that such a discussion would probably need to be conducted in executive

session, since it regards a personnel issue which requires confidentiality. If the Select Board votes on this matter, after the executive session discussion, that vote would need to be made in open session. Wendy asked if the Board member in question would have a vote on whether or not they had a conflict of interest. Rich thought that they would. Rich added that, if a Board member is determined by the Board to have a conflict of interest with a particular candidate, then it would prevent them from being able to vote on the hiring of that particular candidate.

Wendy Regier moved/Jill Flinn seconded a motion to enter executive session in order to discuss a possible conflict of interest between one of the Board members and a Town Manager candidate at 7:40 p.m. All voted in favor.

Mike Ripley moved/Bob Glidden seconded a motion to exit executive session at 7:53 p.m. All voted in favor.

George Timko moved/Jill Flinn seconded a motion to vote on whether there is a conflict of interest regarding the candidates for Town Manager with one of the Select Board members. Wendy Regier voted yes. Bob Glidden, George Timko, Mike Ripley and Jill Flinn voted no. The Board determination then is that there is no conflict of interest in this case.

5. <u>Conduct discussion related to Town Manager recruitment. NOTE: Due to the nature of this activity, this portion of the meeting will be conducted in executive (not open to the public) session.</u>

Mike Ripley moved/Jill Flinn seconded a motion to enter into executive session to discuss matters related to Town Manager recruitment at 7:55 p.m. All voted in favor.

Mike Ripley moved/Jill Flinn seconded a motion to exit out of executive session at 8:59 p.m. All voted in favor.

#### 6. Adjourn

Bob Glidden moved/Mike Ripley seconded a motion to adjourn at 8:59 p.m. All voted in favor.

Minutes Approved:

Date:

12-12-16